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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop, Commissioner for Patents, P.O. Box 1450 Alexandria, VA, 22313; on

July 20, 2004

Date

MARK Bourgeois

Typed or Printed Name of Person Mailing Paper or Fee

Signature

7/19/2004

Date of Signature

JUL 27 2004

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE:

Serial no.: 09/925,696
Filing date: 08/09/2001
For: Weigela Plant named 'Pink Poppet'
Inventor: Benetka
Atty. Docket no.: PH44
Group Art Unit: 1661
Examiner: Grunberg

STATUS REQUEST

The present status of the instant application is respectfully requested.

A petition to withdraw the holding of abandonment was mailed on October 4, 2003.

A copy of the petition is enclosed.

A copy of the return postcard showing that the petition was received by the patent office on October 7, 2003 is enclosed.

Respectfully submitted,

Mark P. Bourgeois
Reg. No. 37,782

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, Alexandria, VA, 22313; on



OCTOBER 4, 2003

Date

Mark Bourgeois

JUL 27 2004

Typed or Printed Name of Person Mailing Paper or Fee

[Handwritten Signature]

10/04/2003

TECH CENTER 1600/2003

Signature

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE:

Serial no.: 09/925,696

Filing date: 08/09/2001

For: Weigela Plant named 'Pink Poppet'

Inventor: Benetka

Atty. Docket no.: PH44

Group Art Unit: 1661

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PETITION UNDER 37 C.F.R. §1.181

TO WITHDRAW THE HOLDING OF ABANDONMENT

This is in response to the Notice of Abandonment mailed 09/17/2003.

The petitioner respectfully requests that the abandonment set forth in the notice mailed by the office on 09/17/2003 be withdrawn. In support of this petition the following documents are submitted:

1. A true copy of the Notice of Abandonment for failure to respond mailed on 09/17/2003.
2. A true copy of the Applicant's Response to the first office action including a response to the request for information under 37 CFR 1.105 that shows a Certificate of Mailing executed on 01/08/2003. Included are copies of the CPVO grant application and denomination for 'Plangen', the Czech 'Piccolo' grant, a power of

attorney, a clean version of the substitute specification and a marked up version of the substitute specification.

3. A true copy of the return postcard for the Applicant's Response with a USPTO date stamp of 01/14/2003.

No fee is required for this petition. The applicant respectfully requests that the active status of this application be acknowledged and that the holding of abandonment be withdrawn.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark P. Bourgeois', with a stylized, cursive flourish at the end.

Mark P. Bourgeois

Reg. No. 37,782



JUL 27 2004

TECH CENTER 1600/2300

The following papers were received today in the United States
Patent and Trademark Office:

Docket number: PH44
Serial number: 09/925,696
Applicant: Benetka
Title: Weigela Pink Poppet
Filing Date: 08/09/2001



- ☐ Specification, Claims # of pages
- ☐ Drawings: # of pages
- ☒ ~~Declaration and~~ Power of Attorney
- ☐ Assignment + Form PTO 1596
- ☐ Fee Enclosed:
- ☐ Information Disclosure Statement + Form PTO 1449
- ☐ Fee sheet
- ☐ Issue Fee Transmittal
- ☒ Amendment and response 3 pages
- ☒ Substitute Specification # of pages 2
- ☒ Specification with Changes Marked # of pages 8
- ☒ Other Petition to withdraw

abandonment (2 pages), copy of Return PTO CARD
tech. Piccolo Grant, copy of Abandonment Notice,
CPVO grant, Application, denomination for Plangen